



STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
(See Issuing Division below)



## PERMIT\*

The New Jersey Department of Environmental Protection grants this permit in accordance with your application, attachments accompanying same application, and applicable laws and regulations. This permit is also subject to the further conditions and stipulations enumerated in the supporting documents which are agreed to by the permittee upon acceptance of the permit.

Permit No. <b>1103-01-0003.1.2.3</b>		Application No. <b>Same as Permit No.</b>	
Issuance Date <b>MAY 15 2001</b>	Effective Date <b>MAY 15 2001</b>	Expiration Date <b>MAY 15 2006</b>	
Name and Address of Applicant <b>New Jersey Dept. of Transportation 1035 Parkway Ave, Room 5 Trenton, N.J. 08625-0600</b>		Name and Address of Owner <b>Same as applicant</b>	Name and Address of Operator <b>N/A</b>
Location of Activity/Facility (Street Address) <b>Duck Island and Sturgeon Pond Landfill Hamilton Twp. Mercer County Lot 40 Block S-484</b>		Issuing Division <b>Land Use Regulation Program</b>	Statute(s) <b>NJSA 12:5-3 NJSA 58:10A-1 NJSA 13:9B-1</b>

Type of Permit <b>Waterfront Development, General Permit #4</b>	Maximum Approved Capacity, if applicable <b>N/A</b>
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~~Transition Area Waiver, Water Quality Certificate~~  
This permit grants permission to:

seal or cap the site identified as Delorenzo Landfill, located adjacent to Route 29, in the Township of Hamilton and to landscape the site with appropriate vegetation. The repairs are needed to prevent any off-site migration of the contaminants to the adjacent wetland through the reduction of the stormwater infiltration into the landfill area. This permit also approves the temporary disturbance of .015 acres of wetlands under the Freshwater Wetlands General Permit #4 and 0.329 acres of permanent transition area disturbance and 10.8 acres of temporary transition area disturbance under Special Activity Waiver #4.

This permit is conditionally authorized under and in compliance with the Rules on Coastal Zone Management for Flood hazard areas (7:7E-3.25), Wetlands (7:7E-3.27) and Transition Areas (7:7E-3.28), Endangered or threatened wildlife or vegetation species habitats (7:7E-3.38), Public open space (7:7E-3.40), Special Hazard Area (7:7E-3.41). In addition, this permit is also conditionally authorized under and in compliance with the Freshwater Wetlands Protection Act Rules for general permits and transition area waivers.

The proposed project is shown on a site plans entitled "NEW JERSEY DEPARTMENT OF TRANSPORTATION GRADING PLANS DUCK ISLAND REMEDIATION HAMILTON TOWNSHIP, NEW JERSEY", sheet number 19 and "NEW JERSEY DEPARTMENT OF TRANSPORTATION ENVIRONMENTAL PLANS DUCK ISLAND REMEDIATION HAMILTON TOWNSHIP, NEW JERSEY", sheets 12 through 15, both site plans dated February 12, 2001, prepared by Andrew Lung, TAMS Consultants, Inc.;

Prepared by: John Kale  
John Kale

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See page 3 of 3 for signature

Revised Date	Approved by the Department of Environmental Protection		
	Name (Print or Type) _____		Title _____
	Signature _____		Date _____

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New Jersey Department of Transportation

File No. 1103-01-0003.1 (WDA), 1103-01-0003.2 (FWGP#4), 1103-01-0003.3 (FWTW)

The issuance of this permit is no way construed as a relinquishment by the State of New Jersey Of any tidelands right, title or interest in the subject property or in any land surrounding the same.

This permit is issued subject to, and provided that, the following conditions can be met to the satisfaction of the Land Use Regulation Program. All conditions must be met prior to construction unless otherwise specified. Compliance with conditions shall be determined once copies of all specified permits, certifications, plans, agreements, etc. have been received, not less than 30 days prior to construction, and approved to on site compliance inspection by the Bureau of Coastal and Land Use Enforcement. The permittee shall allow an authorized Department representative the right to inspect the project pursuant to N.J.A.C. 7:7-1.5(b)1. This authorization is valid for five years from the date of this permit unless more stringent standards are adopted by rule prior to this date.

**Conditions:**

1. This permit is revocable, or subject to modification or change at any time, pursuant to the applicable regulations, when in the judgement of the State of New Jersey Department of Environmental Protection, such revocation, modification or change shall be necessary.
2. This authorization of activities includes a transition area waiver for work in the transition area determined by the Department, which is necessary to accomplish the regulated activity. In addition, this permit to conduct a regulated activity in a wetland or open water includes the Department's approval of a Water Quality Certificate for these activities.
3. The issuance of the permit shall not be deemed to affect in any way action by the Department of Environmental Protection of the State of New Jersey on any future application.
4. The works, facilities, and/or activities shown by plans and/or other engineering data, which are this day approved, subject to the conditions herewith established, shall be constructed and/or executed in conformity with such plans and/or engineering data and the said conditions.
5. No change in plans or specifications shall be made except with the prior written permission of the Department of Environmental Protection of the State of New Jersey.
6. The granting of this permit shall not be construed to in any way affect the title or ownership of property, and shall not make the Department of Environmental Protection or the State of New Jersey a party in any suit or question of ownership.
7. This permit does not waive the requirement of obtaining Federal or other State or local government consents when necessary. No work shall be undertaken until such time as all other required approvals and permits have been obtained.
8. A copy of this permit shall be kept at the work site, and shall be exhibited upon the request of any person.
9. Any construction, grading, removal of vegetation, or other activity at this site that affects a regulated area, other than specifically approved by this permit or as detailed by the approved drawings, shall require additional approvals from the Department. The commencement of such regulated activities without the appropriate approvals shall be in violation of State law.
10. All temporarily disturbed wetlands must be restored at the completion of the project.

11. This permit authorizes the temporary disturbance of .015 acres of freshwater wetlands and/or State open water for the proposed capping of a land fill and the construction of associated outfall structures under General Permit #4. The authorization of activities under this Freshwater Wetlands General Permit includes a transition area that has been determined by the Department to be necessary to accomplish the authorized activities. In addition, this permit to conduct a regulated activity in a wetlands or open water includes the Department's approval of a Water Quality Certificate for these activities.
12. This permit authorizes the temporary disturbance of 10.8 acres of transition area and the permanent disturbance of 0.329 acres of transition area under the Special Activity Waiver #4.

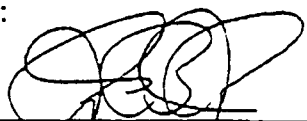
**Method of Construction:**

- a. All activities approved by this permit shall be performed under the supervision and direction of a Professional Engineer licensed in the State of New Jersey, and shall be undertaken using the best management practices available. Furthermore, the site shall be subject to inspection at any time by representatives of the Department to ensure the continuous application of the provisions of this permit.
- b. All activities authorized by this permit shall be stabilized in accordance with Standards for Soil Erosion and Sediment Control in New Jersey (obtainable from local Soil Conservation District Offices), or equal engineering specifications, to prevent eroded soil and sediment from entering adjacent waterways and wetlands at any time during and subsequent to construction. The Department reserves the right to order the suspension of any activity if unacceptable levels of erosion or turbidity result from the same. Furthermore, the applicant shall maintain the stream corridor as shown on the approved drawing/s for either such time as is required for the channel and/or banks to become reasonably stabilized, or for one year after completion of the project (as evidenced by a Certificate of Completion), whichever period of time is longer.

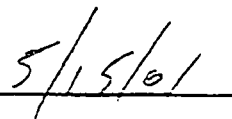
**Responsibilities of Applicant**

- a. The granting of this permit does not in any way relieve the applicant and/or its agents from the responsibility for damages caused by any construction or activities hereby approved, nor does the Department accept responsibility for any structural designs.
- b. Within ten (10) days of the receipt of this permit by the applicant, this permit shall be recorded in its entirety in the office of the County Clerk or the Registrar of Deeds and Mortgages for each county where this permit is located. Verified notice of this action shall be forwarded to the Department immediately thereafter.

Approved by:

  
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Rob B. Piel, Jr., Manager  
Bureau of Inland Regulation

Date



C: Bureau of Tidelands, NJDEP  
US Army Corp of Engineers, Philadelphia District  
Hamilton Township Clerk